

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

May 4, 2005

In re Patent of: Simpson  
U.S. Patent No.: 6,883,479  
Filed: July 15, 2003  
Issued: April 26, 2005  
Attorney Docket No.: BW-DKT00047A

PETITION UNDER 37 CFR 1.183

Mail Stop: Petitions  
COMMISSIONER OF PATENTS  
P.O. Box 1450  
Washington, D.C. 20231

Applicant hereby requests that the requirements of 37 CFR 3.81 (a) be waived, to permit the correct name of the Assignee to be provided after issuance of the patent.

The failure to include the correct spelling of the name of the Assignee was inadvertent. The Assignee name was inadvertently misspelled on the PTOL-85B fee transmittal form.

Please correct the name of the Assignee to the following:

BorgWarner Inc.

The following information is also being included with this petition:

- 1) The petition fee as set forth in 37 CFR 1.17(f);
- 2) A copy of the Notice of Recordation of the Assignment; and
- 3) A copy of the paperwork requesting a Certificate of Correction.

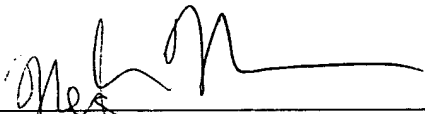
Void date: 05/11/2005 EFLORES 00000087 020910 10619693 20  
05/11/2005 EFLORES 00000087 020910 10619693 20  
01 FC:1462 400.00 CR 500.00 DA 01 FC:1462 400.00 DA

05/11/2005 EFLORES 00000087 020910 10619693

01 FC:1462 400.00 DA

If this petition is granted, please forward it to the Certificate of Corrections branch, for issuance of a Certificate of Correction under 37 CFR 1.323.

Respectfully Submitted:

By:   
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Attorney of Record  
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Dated: 5/4/05



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/619,693	07/15/2003	3747	750	BW-DKT00047A	4	9	1

032175  
 BORGWARNER INC.  
 POWERTRAIN TECHNICAL CENTER  
 3800 AUTOMATION AVENUE, SUITE 100  
 AUBURN HILLS, MI 48326-1782



CONFIRMATION NO. 7136

## FILING RECEIPT



\*OC000000011036859\*

Date Mailed: 10/16/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Roger Simpson, Ithaca, NY;

## Assignment For Published Patent Application

BorgWarner Inc., Auburn Hills, MI;

## Domestic Priority data as claimed by applicant

This appln claims benefit of 60/423,555 11/04/2002

## Foreign Applications

If Required, Foreign Filing License Granted: 10/14/2003

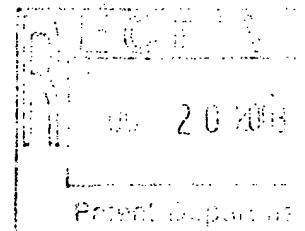
Projected Publication Date: 05/06/2004

Non-Publication Request: No

Early Publication Request: No

## Title

VCT phaser having an electromagnetic lock system for shift and lock operation



**Preliminary Class**

123

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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PTO/SB/17 (12-04)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 400.00

**Complete if Known**

Application Number	10/619,693 (6,883,479)
Filing Date	07/15/2003 (04/26/2005)
First Named Inventor	Simpson
Examiner Name	Jaime W. Corrigan
Art Unit	3748
Attorney Docket No.	BW-DKT000047A

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: 02-0910 Deposit Account Name: Brown & Michaels PC

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments

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**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP =	x	50	= 0

HP = highest number of total claims paid for, if greater than 20

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	200	= 0

HP = highest number of independent claims paid for, if greater than 3

**Multiple Dependent Claims**

Fee (\$)	Fee Paid (\$)
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**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	250	= 0

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other: Petition

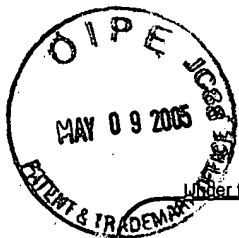
400.00

**SUBMITTED BY**

Signature		Registration No. 45,612 (Attorney/Agent)	Telephone 607-256-2000
Name (Print/Type)	Meghan Van Leewuen		Date 5/4/05

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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DACZ  
ZWW

PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/619,693 (6,883,479)	
	Filing Date	07/15/2003 (04/26/2005)	
	First Named Inventor	Simpson	
	Art Unit	3748	
	Examiner Name	Jaime W. Corrigan	
Total Number of Pages in This Submission	12	Attorney Docket Number	BW-DKT00047A

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	PostCard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	Copy of the Assignment Recordation
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Brown & Michaels, PC
Signature	<i>Mark ORL</i>
Date	5/4/05

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Judy H. Barron		
Signature	<i>Judy H. Barron</i>	Date	5/5/05

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